Writ Petition no. 397(S/S) of 2003

Smt. Sunita Rani -------- Petitioner

Versus

State of Uttaranchal and others Respondents

Hon'ble M.M. Ghildiyal J.

Heard Sri Vivek Shukla learned counsel for the petitioner and learned Standing Counsel.

The petitioner who is a constable in police department had opted for State of U.P. On the basis of the option the petitioner has been relieved for State of U. P. by order dated 4.07.2003. The Superintendent of Police Karmik, U.P. Allahabad vide order dated 20.8.2002 directed the petitioner to be posted at Ghaziabad. The petitioner approached the Uttaranchal Government for stay for a period till 30.06.2002. The stay order was not implemented till 30.16.2003. Now the petitioner has challenged the order by which she has been asked to join at Ghaizabad. Since the petitioner has opted for State of U.P. and the police had quarter Allahabad (U.P.) on the basis of option has posted her at Ghaziabad. There is no infirmity in the impugned order. The learned counsel for the petitioner has stated that she may be permitted to stay at Uttaranchal till June 2004. Earlier too she had requested the police head quarter Uttaranchal for staying the order till 30.6.2002. The prayer was granted to her. She cannot be given the same benefit again.

For the reasons stated above, the writ petition is dismissed. No order as to costs. In case the petitioner has submitted any representation the same shall be decided by the respondent-authority within a period of three weeks from the date of production of certified copy of this order.

(M.M. Ghildiyal, J.)

July 11, 2003
MPS